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KERALA GAZETTE

SUPPLEMENTS

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GOVERNMENT OF KERALA

Labour (A) Department

NOTIFICATION

G. O. (Rt.) No. 828/82/LBR. *Dated, Trivandrum, 31st July* 1982.

The award of the Labour Court, Ernakulam in respect of the dispute between the Management of the President, Vallyad Coir Vyavasaya Co-operative Society, Ltd. No. 479, Cheeppunkal P.O., Via Kumarakom, Kottayam District and the workman viz., Smt. P. N. Sulochana, Pullolickal House, Mangalathuthazhim, Koothattukulam P.O. received by Government on 26-7-1982 is hereby published under section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order of the Governor,

K. Sivadasan,

Deputy Secretary to Government.

In the Labour Court, Ernakulam

Dated this the 16th day of July, 1982

Present:

Shri N. SUKUMARAN, B.Sc. B.L.,

Presiding Officer

INDUSTRIAL DISPUTE No. 27 of 1980

Between

The President, Vallyad Coir Vyavasaya Co-operative Society, Ltd. No. 479, Cheeppunkal P. O., Via Kumarakom, Kottayam District

And

The workman viz., Smt. P. N. Sulochana, Pullolickal House, Mangalathuthazhim, Koothattukulam P.O.

Representations:

Shri Zacharia Koshy, Advocate, Kottayam. — For *Management*

Shri T. K. Krishnankutty Nair, Advocate, Kottayam. — For *Workmen.*

GA.135/S

AWARD

Dismissal of an employee of a Co-operative Society is the issue referred for adjudication by Government as per G.O. (Rt.) No. 586/80/LBR dated 9-5-1980.

2. The employee concerned was the Secretary of the Society. She was initially placed under suspension pending enquiry into certain charges on 23-5-1978. Subsequently she was dismissed with effect from 12-12-1978. The employee in the charter of demands as well as her clarification statement filed before this Court attacks the dismissal as one intended to victimise her. According to her there was no valid and proper domestic enquiry into the charges. An Advocate who was appointed to conduct a domestic enquiry, was not permitted to complete the enquiry as the Society apprehended that the verdict is likely to be unfavourable to it. The dismissal is not sustainable and therefore she has to be reinstated with all benefits.

3. The Management in its written statement contends that the employee was adopting all sorts of delaying tactics at the domestic enquiry held by the Advocate appointed for that purpose and therefore a sub-committee of the Director Board Members was appointed to conduct an independent enquiry. That sub-committee found that the employee was guilty of shortage in stock for which she was responsible. The offence was serious and therefore she was dismissed. She is not entitled to reinstatement or any other benefits.

4. When the case came up for evidence the Management Society offered to reinstate the dismissed employee to the position of its Secretary without benefits of back wages. It was also submitted on behalf of the Society by the learned counsel appearing for it that the society is not now in a position to substantiate the charges and it may not be burdened with liability to pay back wages as it is facing a very serious financial crisis. The learned counsel appearing on behalf of the employee then submitted that his client had already secured alternate employment as the Secretary of another Society and therefore reinstatement in the former employer Society is not pressed and back wages for the broken period alone need be awarded. The learned counsel conceded before me that the Management Society has its own financial problems and therefore full back wages need not be awarded. The claim is limited to fifty per cent of the back wages.

5. In view of the subsequent development we are not now concerned with the merits of the charges on which the dismissal was effected. Admittedly the employee had secured better employment elsewhere. Probably the Society is now offering to reinstate her because she is already having another job. So there is no meaning in saying that the Society is now prepared to take her back and a leniency to forego back wages has to be shown in return. In these state of affairs the employee should be given some benefits for the broken period. The claim for 50 per cent of the back wages is modest and reasonable. That can be allowed. It is said that the

employee was not paid anything ever since her suspension on 23-5-1978. It is conceded that the employee got alternate employment some six months back. So fifty per cent of the back wages from 23-5-1978 till 31-12-1981 will be paid by the Society. It is said that the employee was being paid at the rate of Rs 240 per mensem. The broken period in terms of completed months comes to 43. Back wages payable is 120 x 43=5160, which the Society will pay.

6. In the result an award is passed directing the Management Society to pay Rs. 5,160 (Rupees five thousand one hundred and sixty) as arrears in back wages to Smt. P. N. Sulochana. The employee is not entitled to any other benefits.

Ernakulam,
16-7-1982.

N. SUKUMARAN,
Presiding Officer

Kerala Gazette No. 40 dated 12th October 1982.
PART I

GOVERNMENT OF KERALA

Labour (A) Department

NOTIFICATION

G.O. (Rt.) No. 832/82/LBR. *Dated, Trivandrum, 3rd August 1982.*

The award of the Industrial Tribunal, Quilon in respect of the dispute between the Management of (1) The Joint Managing Director, Kerala State Electronic Development Corporation Ltd, Trivandrum (2) Sri K. R. Varma, Kerala State Electronic Development Corporation Ltd., Trivandrum, (3) The Personal Manager, Kerala State Electronic Development Corporation Ltd., Trivandrum and (4) The Secretary, Kerala State Electronic Development Corporation Ltd., Trivandrum and the workmen of the above employer represented by (1) The Secretary, Keltron Employees Union, Reg. No 105/76, Trivandrum and (2) The Secretary, Keltron Employees Association, Reg. No. 25/76, Peroorkada, Trivandrum-695005 received by Government on 25-7-1982 is hereby published under section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order of the Governor,

K. SIVADASAN,
Deputy Secretary to Government.

In the Industrial Tribunal, Quilon

Dated this the 19th day of July 1982

Present:

SHRI C. N. SASIDHARAN, BS.C., B., L.,
Industrial Tribunal

INDUSTRIAL DISPUTE No. 20/82 (Old No. 3/1979)

Between

(1) The Joint Managing Director,
Kerala State Electronic Development
Corporation Ltd., Trivandrum
(2) Sri K. R. Varma,
Kerala State Electronic
Development Corporation Ltd.,
Trivandrum.
(3) The Personal Manager,
Kerala State Electronic
Development Corporation Ltd.,
Trivandrum.
(4) The Secretary,
Kerala State Electronic
Development Corporation Ltd.,
Trivandrum.

} Management.

And

The workmen of the above employer represented by

(1) The Secretary, Keltron Employers Union, Reg. No. 105/76, Trivandrum. (2) The Secretary, Keltron Employees Association, Reg. No. 25/76, Peroorkada, Trivandrum-695005.	.. Workmen

Representations:—

Sri N. Krishnan Kutty, Advocate, Quilon. .. *For the Management*

Sri S. Gopakumaran Nair, Advocate, Trivandrum. .. *For the Union No. 1*

Sri Konchira G. Neelakantan Nair, Advocate, Trivandrum. .. *For the Union No. 2*

AWARD

This reference was initially made by Government as per G. O. Rt. No. 104/79/L & H dated 17-1-1979 to the Industrial Tribunal, Alleppey were it was taken on file as Industrial Dispute 3/79. Subsequently when this Tribunal was constituted, the case was transferred to this Tribunal as per orders of the Government and renumbered as Industrial Dispute 20/1982.

The issue referred for adjudication is "Quantum of bonus eligible to the Employees of Kerala State Electronic Development Corporation Ltd., for the year 1977-1978".

Both sides appeard and filed their respective statements. On 9-6-1982 when the case came up for trial at Trivandrum both the Management and the Unions submitted that the dispute has been settled as per the settlement dated 5-9-1981 and the case was adjourned to 14-7-1982 for filing memorandum of settlement. On that day the memorandum of settlement duly signed by both parties was filed.

In view of the settlement I find that there is no dispute exists between the parties for adjudication. Hence I pass this award as prayed for, in terms of the settlement which is shown as an annexure.

Quilon,
19-7-1982.

C. N. SASIDHARAN,
Industrial Tribunal.

ANNEXURE

Kerala State Electronic Development Corporation Ltd.

MEMORANDUM OF SETTLEMENT

As per provisions of Industrial Dispute Act between the management of Kerala State Electronics Development Corporation Ltd., and its workmen represented by their Union.

Name of Parties:

Representing Management:

1.	Shri K.P.P. Nambiar	.. Chairman and Managing Director
2.	Shri P. G. Nair	.. Personnel Manager

Representing Workmen:

1.	Shri K. Mukundan	.. Keltron Employees Association
2.	Shri K. V. Johny	.. Keltron Employees Association
3.	Shri V. J. Joseph	.. Keltron Employees Union
4.	Shri V. G. Nair	.. Keltron Employees Union
5.	Shri C. Natesan	.. Keltron Employees Union

Short Recital of the Case

After a series of discussion with the representatives of Trade Unions on the bonus issue of Kerala State Electronics Development Corporation Ltd., for the accounting year 1980-81 the following settlement has been arrived at:

1. (a) Employees who are eligible for bonus as per the payment of bonus Act, will be paid one month average salary for 12 months period for the accounting year 1980-81 subject to a Maximum of Rs. 750. For the computation of bonus amount only, full salary for the month of March 1981 will be taken into account in respect of all employees.

   (b) Those employees who have put in less than 12 months regular Service will be paid bonus proportionately.

2. (a) The Management further agrees to pay Rs. 200 to all those employees who are eligible for bonus and now on the rolls, as ex-gratia payment.

   (b) Casual employees who have worked upto 30 days will not be entitled for any ex-gratia payment since they are not entitled for bonus and others will get as follows:

      (i) Those who have worked 30 days and more, but upto 49 days — Rs. 50.00

(ii)	Those who have worked 50 days to 99 days	Rs. 100.00
(iii)	Those who have worked 100 days to 199 days	Rs. 150.00
(iv)	Those who have worked 200 days and above	Rs. 200.00

3. The parties to this agreement have resolved their dispute on the quantum of bonus eligible to the employees of Kerala State Electronics Development Corporation Ltd., for the year 1977-78 and agreed to approach the Industrial Tribunal, Alleppey to award 'NO DISPUTE AWARD' in respect of Industrial Disputes Act for adjudication.

Representing Management:

1. Sri K.P.P. Nambiar (Sd.)
2. Sri P.G. Nair (Sd.)

Representing Workmen:

1. Sri K. Mukundan (Sd.)
2. Sri K. V. Johny (Sd.)
3. Sri V. J. Joseph (Sd.)
4. Sri V. G. Nair (Sd.)
5. Sri C. Natesan (Sd.)

Dated, 5th September 1981.

Kerala Gazette No. 40 dated 12th October 1982.
PART I

GOVERNMENT OF KERALA

Pnblic Works & Electricity (Electricity-A) Department

ERRATUM

No. 30432/ELA3/82/PW&E. *Dated, Trivandrum,* 15*th September* 1982.

In the Special Rules for the Kerala Electrical Inspectorate Subordinate Service, 1982 issued in Notification G.O.(P) No. 45/82/PW&E dated the 23rd April, 1982 and published as S.R.O. No 913/82 at Pages 1 to 4 in Part I of the Kerala Gazette No. 31 dated the 3rd August, 1982, in rule 4, for "4. (a) *Qualification regarding age*" read "3A. (a) *Qualification regarding age*".

By order of the Governor,
P. Jadayudaimony,
Deputy Secretary to Government.

G. 1307

GOVERNMENT OF KERALA

Labour (E) Department

NOTIFICATION

No. G. O. Rt. 935/82/LBR. *Dated, Trivandrum, 27th August* 1982.

S.R.O. No. 1172/82.—Whereas the Government are satisfied that public interest so requires that the opening time of Apsara Theatre, Calicut, should be fixed as 12 noon, for the purpose of conducting noon shows;

Now therefore, in exercise of the powers conferred by subsection (2) of section 10 of the Kerala Shops and Commercial Establishments Act, 1960 (34 of 1960), the Government of Kerala hereby order that for a period of one year from the date of this notification, the said theatre shall not be opened earlier than 9 a. m. on Sundays and public holidays which fall on other days of the week, and 12 noon on all other days, or closed on any day later than 2 a. m.

By order of the Governor,
V. KRISHNAMURTHY,
Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

The provisions of the Kerala Shops and Commercial Establishments Act, 1960 (34 of 1960) are applicable to the Cinema Theatres in this State. The Managing Partner, Apsara Theatre, Calicut has requested Government to issue orders permitting them to open his theatre at 12 noon and close at 2 a. m Government consider that the request may be allowed for a period of one year. This notification is to achieve the above purpose.

GOVERNMENT OF KERALA

Labour (E) Department

ERRATUM

No. 17737/E2/82/LBR. *Dated, Trivandrum, 24th August* 1982.

S.R.O. No. 1173/82.—In Notification No. 924/E2/82/LBR dated the 9th July, 1982, published as S. R. O. No. 870/82 in the Kerala Gazette Extraordinary No. 513 dated the 9th July, 1982, *for* "Industrial Relations Manager" in both the places where they occur *read* "Manager (Personnel and Administration)".

By order of the Governor,
K. I. THOMAS,
Deputy Secretary to Government

G. 1258.

GOVERNMENT OF KERALA

Agriculture (Co-operation) Department

ORDER

G.O. (MS) No. 260/82/AD. *Dated, Trivandrum, 24th August* 1982.

S. R. O. No. 1174/82.—Whereas under subsection (1) of section 59 of the Kerala Co-operative Societies Act, 1969 (21 of 1969), a society shall not make a loan to any person or a society other than a member;

And whereas under sub-rule (1) of rule 56 of the Kerala Co-operative Societies Rules, 1969, no financing bank or credit society, other than an agricultural credit society with unlimited liability, a Land Mortgage Bank and a society, the object of which is to grant long term loans exclusively on the mortgage of immovable properties shall grant loans for periods exceeding five years;

And whereas the Peroorkada Service Co-operative Bank Ltd. No. 1412, Peroorkada, Trivandrum has resolved to grant long term loans to its employees for the purchase of lands and buildings for their own residential purpose;

And whereas the employees of the said Co-operative Bank are not members of the said Bank and the period of repayment of the proposed loan exceeds five years;

And whereas the Government are satisfied that it is necessary in the public interest to exempt the Peroorkada Service Co-operative Bank Ltd. No. 1412, Peroorkada, Trivandrum from the provisions of subsection (1) of section 59 of the Kerala Co-operative Societies Act, 1969 (21 of 1969) and from sub-rule (1) of rule 56 of the Kerala Co-operative Societies Rules, 1969;

Now, therefore, in exercise of powers conferred by section 101 of the Kerala Co-operative Societies Act, 1969 (21 of 1969) and rule 181 of the Kerala Co-operative Societies Rules, 1969, the Government of Kerala hereby exempt the Peroorkada Service Co-operative Bank Ltd. No. 1412, Peroorkada, Trivandrum from the provisions of subsection (1) of section 59 of the said Act and sub-rule (1) of rule 56 of the said Rules for the limited purpose of enabling the said Society to grant long term loans to its employees for purchase of land and building for their own residential purpose.

By order of the Governor,

A. T. MOHAMEDUNNY,

Additional Secretary to Government.

[P.T.O.]

G. 1260

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport).

The Peroorkada Service Co-operative Bank Ltd. No. 1412 has requested to allow them to sanction long term loans to their employees for construction of residential houses. Government have examined the matter and have found it necessary to exempt the said society from the provisions of the Kerala Co-operative Societies Act restricting long term loaning to enable the society to sanction house loan to their employees. Hence the notification.

GOVERNMENT OF KERALA

Transport, Fisheries & Ports (E) Department

NOTIFICATION

G.O.(P) 55/82/TF&PD. *Dated, Trivandrum, 16th September* 1982.

S.R.O. No. 1175/82.—In exercise of the powers conferred by section 20 of the Maritime Zones of India (Regulation of Fishing by Foreign Vessels) Act, 1981 (Central Act 42 of 1981) the Government of Kerala, hereby empower the Additional Judicial Magistrate of the First Class-II, Ernakulam to pass any sentence authorised by the said Act.

By order of the Governor.

R. C. CHOUDHURY,
Secretary to Government.

Explanatory Note

(This is not part of this notification but is intended to indicate its general purport.)

As provided under Section 20 of the Maritime Zones of India (Regulation of fishing by Foreign Vessels) Act, 1981 the Judicial Magistrate of the First Class of the State has to be specifically empowered by the State Government to pass any sentence authorised by the above act. This notification is to authorise the Additional Judicial Magistrate of the First Class-II Ernakulam, to pass any sentence authorised by the said act.

GOVERNMENT OF KERALA

Local Administration & Social Welfare (D) Department

NOTIFICATION

G.O. (Ms.) 146/82/LA & SWD. *Dated, Trivandrum, 28th August* 1982.

S.R.O. No. 1176/82.—Under subsection (1) of section 52 of the Kerala Land Acquisition Act, 1961 (21 of 1962), the Government of Kerala hereby withdraw from the acquisition of the land mentioned in the schedule hereto annexed in respect of which land acquisition proceedings were initiated by the Special Tahsildar for Land Acquisition (General), Palghat, by the issue of the Notification No. A. 1472/76 dated the 15th April, 1977, under subsection (1) of section 3 thereof published at pages 1228 and 1229 in Part III, Kerala Gazette dated the 8th August 1977.

SCHEDULE

District—Palghat
Village—Palghat I

Taluk—Palghat
Municipality—Palghat

Sl. No.	*Ward No.*	*Block No.*	*Sy. No*	*Description*	*Extent (in Hectare)*
1.	II	59	2442	UA	0.0548
2.	II	59	2443/2	Garden	0.0320
3.	III	47	2181/3	SCW	0.0729
4.	III	47	2184/1	DCW	0.3197
5.	III	47	2186/1	DCW	0 0769
					0.5563

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport).

Municipal Commissioner, Palghat, requisitioned for the acquisition of land in Sy. Nos. 2442, 2443/2, 2181/3, 2184/1, 2186/1 of Palghat Village for improvements to Pattikkara College Road and for a shopping Centre at Pattikkara. Now the Municipal Commissioner, Palghat has requested to withdraw the above acquisition as per Council resolution dated 30-6-1980. It has been reported that no loss has been sustained due to the withdrawal of this acquisition case. Hence, the withdrawal notification.

G. 1296

എസ്. ആർ. ഒ. നമ്പർ 1176/82.— 1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്ററ് (1962-ലെ 21), 52-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പു പ്രകാരം കേരള സർക്കാർ ഇതോടൊന്നിച്ചു ചേർത്ത പട്ടികയിൽ പറഞ്ഞിട്ടുള്ളതും പ്രസ്തുത ആക്ററ് 3-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പിൻ കീഴിൽ 1977 ആഗസ്ററ് 8-ാം തീയതിയിലെ കേരള ഗസററ് മൂന്നാം ഭാഗത്ത് 1228-ം, 1229-ം പേജുകളിലായി പ്രസിദ്ധപ്പെടുത്തിയ 1977 ഏപ്രിൽ 15-ാം തീയതിയിലെ എ 1472/76 എന്ന നമ്പർ വിജ്ഞാപനം പുറപ്പെടുവിച്ചുകൊണ്ട് പാലക്കാട് സ്ഥലമെടുപ്പ് സ്പെഷ്യൽ തഹശിൽദാർ (ജനറൽ) സ്ഥലമെടുപ്പ് നടപടികൾ ആരംഭിച്ചിട്ടുള്ളതുമായ ഭൂമി വിലയ്ക്കെടുക്കുന്നതിൽ നിന്നും ഇതിനാൽ പിൻവാങ്ങുന്നു.

പട്ടിക

ജില്ല—പാലക്കാട്   താലൂക്ക്—പാലക്കാട്   വില്ലേജ്—പാലക്കാട്

മുനിസിപ്പാലിററി—പാലക്കാട്

ക്രമ നമ്പർ	വാർഡ് നമ്പർ	ബ്ലോക്ക് നമ്പർ	സർവ്വേ നമ്പർ	വിവരണം	വിസ്തീർണ്ണം (ഹെക്ടറിൽ)
1	II	59	2442	യു. എ.	0.0548
2	II	59	2443/2	തോട്ടം	0.0320
3	III	47	2181/3	എസ്. സി. ഡബ്ല്യു	0.0729
4	III	47	2184/1	ഡി. സി. ഡബ്ല്യു	0.3197
5	III	47	2186/1	ഡി. സി. ഡബ്ല്യു	0.0769
				ആകെ	0.5563

വിശദീകരണക്കുറിപ്പ്

(ഇത് വിജ്ഞാപനത്തിൻെറ ഭാഗമല്ല. എന്നാൽ പൊതു ഉദ്ദേശം വെളിപ്പെടുത്തുവാൻ ഉദ്ദേശിച്ചുകൊണ്ടുള്ളതാണ്.)

പട്ടിക്കാര കോളേജ് റോഡിൻെറ വികസനത്തിനും പട്ടിക്കാരയിൽ ഒരു ഷോപ്പിംഗ് സെൻററിനുവേണ്ടിയും പാലക്കാട് വില്ലേജിലെ 2442, 2443/2, 2181/3, 2184/1, 2186/1 എന്നീ സർവ്വേ നമ്പരിലെ സ്ഥലം വിലയ്ക്കെടുക്കുന്നതിലേക്ക് പാലക്കാട് മുനിസിപ്പൽ കമ്മീഷണർ ആവശ്യപ്പെടുകയുണ്ടായി. 30-6-1980-ലെ കൗൺസിൽ തീരുമാനപ്രകാരം മേൽപ്പറഞ്ഞ സ്ഥലമെടുപ്പ് നടപടികൾ പിൻവലിക്കുന്നതിനായി ഇപ്പോൾ പാലക്കാട് മുനിസിപ്പൽ കമ്മീഷണർ തീരുമാനമെടുത്തു കഴിഞ്ഞു. ഈ സ്ഥലമെടുപ്പ് നടപടികൾ പിൻവലിക്കുന്ന കാര്യത്തിൽ യാതൊരു നഷ്ടവും ഉണ്ടായിട്ടില്ലെന്നു അറിയിച്ചിട്ടുണ്ട്. അതിനാലാണ് ഈ പിൻവാങ്ങൽ വിജ്ഞാപനം.

By order of the Governor,

MARC C. JOHN

Deputy Secretary to Government.

GOVERNMENT OF KERALA

Labour (F) Department

NOTIFICATION

G. O. (Rt.) No. 751/82/LBR. *Dated, Trivandrum, 15th July* 1982.

S.R.O. No. 1177/82.—In exercise of the powers conferred by subsection (5) of section 1 of the Employees' State Insurance Act, 1948 (Central Act 34 of 1948), the Government of Kerala, in consultation with the Employees' State Insurance Corporation and with the approval of the Central Government, and after having given six months notice of its intention of so doing hereby extend the provisions of the said Act to the classes of establishments, specified in column (1) of the Schedule annexed hereto and situated in the areas specified in column (2) thereof, with effect from the midnight of Saturday the 28th of August 1982.

SCHEDULE

Description of establishments	*Areas in which the establishments are situated*
(1)	(2)
1. The following establishments whereon twenty or more persons are employed, or were employed for wages on any day of the preceding twelve months, namely:— (i) Hotels; (ii) Restaurants; (iii) Shops; (iv) Road Motor Transport Establishments; (v) Cinemas including preview theatres; (vi) Newspaper Establishments as defined in Section 2 (d) of the Working Journalists, (Conditions of Service and Miscellaneous Provisions) Act, 1955 (Central Act 45 of 1955)	The areas within the revenue villages of Elavathiruthy, Vattakulam and Thavanur in Ponnani Taluk of Malappuram District and the areas within the revenue villages of Thirunavaya and Naduvattom in Tirur Taluk of Malappuram District.

(1)	(2)
2. Any premises including the precincts thereof whereon 10 or more persons but in any case less than twenty persons are employed or were employed for wages on any day of the preceding twelve months, and in any part of which a manufacturing process is being carried on with the aid of power or is ordinarily so carried on but excluding a mines, subject to the operation of a Mines Act, 1952 (Central Act 35 of 1952), or a railway running shed or an establishment which is exclusively engaged in any of the manufacturing processes specified in clause (12) of Section 2 of the Employees' State Insurance Act, 1948 (Central Act 34 of 1948).	The areas within the revenue villages of Elavathiruthy, Vattakulam and Thavanur in Ponnani Taluk of Malappuram District and the areas within the revenue villages of Thirunavaya and Naduvattom in Tirur Taluk of Malappuram District.
3. Any premises including the precincts thereof whereon 20 or more persons are employed or were employed for wages on any day of the preceding twelve months and in any part of which a manufacturing process is being carried on without the aid of power or is ordinarily so carried on but excluding a mine subject to the operation of the Mines Act, 1952 (Central Act 35 of 1952) or a railway running shed or an establishment which is exclusively engaged in any of the manufacturing processes specified in clause (12) of Section 2 of the Employees' State Insurance Act, 1948 (Central Act 34 of 1948).	The areas within the revenue villages of Elavathiruthy, Vattakulam and Thavanur in Ponnani Taluk of Malappuram District and the areas within the revenue villages of Thirunavaya and Naduvattom in Tirur Taluk of Malappuram District.

By order of the Governor,

V. Krishnamurthy,

Secretary to Government

Explanatory note

(This does not form part of the notification, but is intended to indicate its general purport).

Government in consultation with the Employees' State Insurance Corporation and with the approval of the Central Government propose to extent the provisions of the Employees' State Insurance Act, 1948 to certain new categories/classes of establishments in the areas as detailed in the notification wherein the Employees' State Insurance Scheme has since been extended by the Central Government by issuing notification under section 1 (3) of the Act. The notification is intended for the above purpose.

Kerala Gazette No. 40 dated 12th October 1982.
PART I Section iv

GOVERNMENT OF KERALA

Abstract

REVISION OF FORM TR 104 OF KERALA TREASURY CODE VOLUME II

FINANCE (S. L.) DEPARTMENT

G. O. (P) No. 483/82/Fin. **Dated, Trivandrum, 27th August 1982.**

Read:—1. G. O. (P) 755/81/Fin. dated 12-11-1981.
2. Letter No. FM/I/Ex/9-129/262 dated 17-2-1982 from the Accountant General, Kerala, Trivandrum.

NOTIFICATION

S.R.O. No. 1178/82.—In exercise of the powers conferred by clause (2) of Article 283 of the Constitution of India, the Governor of Kerala hereby makes the following rules further to amend the Kerala Treasury Rules, namely:—

Rules

C. S. No. 8/82/Fin. Dated 27th August 1982.

1. (1) These Rules may be called the Kerala Treasury (Amendment) Rules, 1982.
   (2) They shall come into force at once.
2. In the Kerala Treasury Rules, in "Form T. R. 104"
   (a) in column 8, the sub headings "1st loan", "2nd loan" and "3rd loan" and the respective sub columns for those sub headings shall be omitted;

(b) in column 9, the sub headings "1st loan Rs. " "2nd loan Rs. " and "3rd loan Rs. " and the respective sub columns for those sub headings shall be omitted.

(c) The common caption above the columns 8, 9 and 10 Viz. 'Refund of Advances' shall be changed as 'Refund of Advance', and the heading of column 8 Viz. 'No. of instalments' shall be changed as 'No. of instalment'.

By order of the Governor,

P. SAHADEVAN,

Additional Secretary to Government.

Explanatory Note

An amendment was issued in G. O. (P) 755/81/Fin. dated 12th November 1981. But, the Accountant General has suggested certain corrections to be made in it, after it was published. Hence the same have also been incorporated in this revised orders, under column 8 and also under column 9 for noting recoveries of advances. This has necessitated some changes to Form TR. 104 of Kerala Treasury Code Volume II. Hence this amendment.

The Accountant General, Kerala, Trivandrum
All Heads of Departments and Offices
All Departments and Sections of the Secretariat
The Registrar, High Court, Ernakulam (with C.L.)
The Registrar, University of Kerala/Cochin/Calicut ,,
The Registrar, Agricultural University, Mannuthy, Trichur ,,
The Advocate General, Ernakulam ,,
The General Manager, Kerala State Road Transport Corporation, Trivandrum ,,
The Secretary, Kerala Public Service Commission, Trivandrum
The Secretary, Kerala Vigilance Commission, Trivandrum
The Secretaries, Additional Secretaries, Joint Secretaries, Deputy Secretaries and Under Secretaries to Government
The Secretary, Kerala State Electricity Board, Trivandrum
The Private Secretaries to the Chief Minister and other Ministers
The Secretary to the Governor
The Under Secretary to the Chief Secretary.

FORM T. R. 104

[*See* Rule 163 (l)]

Name of the Accounts Officer who maintains the Accounts (*See* Note No. 6)..........................

Name of the Provident Fund..

Statement showing deductions on account of subscriptions towards the State/General Provident Fund in the pay bill of the..............office of..............Officers noted below during..............19..

Serial Number	Account Number	Name of the Subscriber	Salary/pay as on 31st March.	Rate of subscription	Details of receipts					Total amount (Cols. 6 + 9)	Ledger Folio, Vol. No. and page No.	Initials of Auditor	Remarks
					Subscription proper		Refund of advance						
					Amount	Month to which it relates	Number of instal ment	Amount	Month to which it relates				
1	2	3	4	5	6	7	8	9	10	11	12	13	14

Grand Total

In figures Rs.........................

In words Rs.........................

FORM 104

N.B.:—(1) The account numbers should be arranged in Serial Order. The Guide letters allotted to the Departments viz. "G.A." for General Administration, "Medl." for Medical etc. should be included.

(2) The entry in column 4 should show the rate of salary/pay drawn in respect of the last day of the preceding financial year [vide rule 11 (2) of the General Provident Fund (Kerala) Rules]

(3) Salary/pay will include Personal Pay, Special pay and Dearness pay but exclude all allowances [vide Rule 12 (23) of Part I of the Kerala Service Rules]

(4) In the remarks column, give reasons for discontinuance of subscription such as "Proceeded on leave", "Transferred to ....office............District", "Quited Service" "Died". In this column, write description against every new name such as "New Subscriber", "came on transfer from..............office ....District" or "Resumed subscription". If interest is paid on an advance, mention it in this column.

(5) Column 12 to be filled in by the ledger poster in the Accountant General's office.

(6) Separate schedules should be prepared in respect of persons, whose accounts are kept by different Accounts Officers.

Head of Office.

Certified that a sum of Rs...........(Rupees in words).......................has been deducted in the Establishment bill / Salary bill of the officer.

Cashed on..........19....

Name of Treasury..................

Treasury Officer.

(For use in the Audit Office)

Voucher.......................Date of encashment...............................19....

1. Certified that the name, shown in column 3, amount of individual deductions (both subscription proper and refund of advance) and the amounts shown in Columns 6, 9 and 11 have been checked with reference to the bill.

2. For schedules attached with March pay bills, certified that the rates of salary/pay as shown in column 4 have been verified with the amounts actually drawn in the bills.

Auditor, Department of Audit Section.

C. 1323

ഫാറം ടി. ആർ. 104

[ചട്ടം 163 (എൽ) നോക്കുക]

കണക്കുകൾ സൂക്ഷിക്കുന്ന അക്കൗണ്ട് ആഫീസറുടെ പേര് (കുറിപ്പ് നമ്പർ 6 നോക്കുക).......... .... പ്രോവിഡൻറ് ഫണ്ടിന്റെ പേര്.. ....ന്റെ......................ആഫീസിലെ 19....ലെ താഴെക്കാണിച്ച ഉദ്യോഗസ്ഥൻമാരുടെ ശമ്പള ബില്ലിൽനിന്നും സ്റേററ്/പൊതുപ്രോവിഡൻറ് ഫണ്ടിലേക്ക് വരിക്കണക്കിലുള്ള കിഴിവുകൾ കാണിക്കുന്ന—പത്രിക

ക്രമ നമ്പർ	അക്കൗണ്ടു നമ്പർ	വരിക്കാരന്റെ പേര്	മാർച്ച് 31-ാം തീയതിയിലെ ശമ്പളം	വരിനിരക്ക്	വരവിന്റെ വിശദ വിവരങ്ങൾ						പേരേട്, ഫോളിയോ, വാല്യം നമ്പർ, പേജ് നമ്പർ	ഓഡിറ്ററുടെ ഒപ്പ്	അഭിപ്രായ കുറിപ്പുകൾ
					അടയ്ക്കേണ്ട വരി		വായ്പയുടെ തിരിച്ചടയ്ക്കൽ			ആകെ തുക (6+9) കോളം			
					തുക	ഏതു മാസത്തേക്ക്	തവണയുടെ എണ്ണം	തുക	ഏതു മാസത്തേക്ക്				
1	2	3	4	5	6	7	8	9	10	11	12	13	14
			ക.	ക.	ക.					ക.			

ആകെ മൊത്തം

അക്കത്തിൽ
അക്ഷരത്തിൽ

ാ

ശ്രദ്ധിക്കുക :—(1) കണക്കു നമ്പരുകൾ അനുക്രമമുറയിൽ ആയിരിക്കണം. വകുപ്പുകൾക്ക് നൽകിയിരിക്കുന്ന മാർഗ്ഗനിർദ്ദേശാക്ഷരങ്ങൾ ഉൾപ്പെടുത്തിയിരിക്കണം.

(2) തൊട്ടുമുൻപുള്ള സാമ്പത്തികവർഷം അവസാനദിവസം എഴുതിവാങ്ങിയ ശമ്പളത്തിന്റെ/വേതനത്തിന്റെ നിരക്ക് നാലാം കോളത്തിൽ എഴുതിയതിൽ നിന്നും കാണാൻ കഴിയണം [കേരളാ പൊതു പ്രോവിഡന്റ് ഫണ്ട് ചട്ടം 11 (2) നോക്കുക]

(3) ശമ്പളത്തിൽ വ്യക്തിപര ശമ്പളവും വിശേഷാൽ ശമ്പളവും ഉൾപ്പെടുന്നു; എന്നാൽ ബത്തകളൊന്നും പെടുന്നില്ല. [കേരള സർവ്വീസ് ചട്ടങ്ങൾ 1-ാം ഭാഗത്തിലെ ചട്ടം 12 (23) നോക്കുക].

(4) അഭിപ്രായക്കുറിപ്പുകളുടെ കോളത്തിൽ വരിയൊടുക്കൽ നിർത്തൽ ചെയ്തതിന് "അവധിയിൽ പോയി" ....ജില്ലയിലെ................ആഫീസിലേക്ക് മാററി", "സർവ്വീസ് വിട്ടുപോയി", "മരിച്ചു" എന്നിങ്ങനെ കാരണം കാണിക്കണം. ഈ കോളത്തിൽ ഓരോ പുതിയ പേരിനും എതിരെ "പുതിയ വരിക്കാരൻ" "................ജില്ലയിലെ ....ആഫീസിൽ നിന്നും മാററമായി വന്നു" എന്നിങ്ങനെ വിവരിക്കണം. ഒരു വായ്പയിൻമേൽ പലിശ നൽകിയിട്ടുള്ളപക്ഷം അത് ഈ കോളത്തിൽ കാണിക്കുക.

(5) 12-ാംകോളം അക്കൗണ്ടന്റ്ജനറലിന്റെ ആഫീസിലെ പേരേട് പതിക്കുന്നയാൾ പൂരിപ്പിക്കേണ്ടതാണ്.

(6) വ്യത്യസ്ത അക്കൗണ്ട് ആഫീസർമാർ സൂക്ഷിക്കുന്ന കണക്കുള്ളവരുടെ കാര്യത്തിൽ പ്രത്യേക പട്ടിക തയ്യാറാക്കണം.

ആഫീസ് തലവൻ.

ഉദ്യോഗസ്ഥൻമാർ എഴുതുന്ന സ്വന്തം ശമ്പളബില്ലിൽ................ക. (അക്ഷരത്തിൽ) കിഴിച്ചിട്ടുണ്ടെന്നും സാക്ഷ്യപ്പെടുത്തുന്നു.

പണമാക്കി മാററിയ തീയതി:...............

ട്രഷറിയുടെപേര്.................

ട്രഷറി ആഫീസർ.

(ഓഡിററ് ആഫീസിൽ ഉപയോഗിക്കുന്നതിന്)

വൗച്ചർ....................പണമാക്കി മാററിയ തീയതി..................

1. 3, 6, 9, 11 എന്നീ കോളങ്ങളിൽ കാണിച്ചിട്ടുള്ള ഓരോ വ്യക്തിയുടേയും കിഴിവ് സംഖ്യകളും (അടയ്ക്കേണ്ട വരിസംഖ്യയും വായ്പ തിരിച്ചടയ്ക്കലും രണ്ടും) ബില്ലുമായി ഒത്തുനോക്കിയെന്ന് സാക്ഷ്യപ്പെടുത്തുന്നു.
2. മാർച്ചിലെ ശമ്പളബില്ലിനോടൊപ്പമുള്ള പത്രികകളുടെ കാര്യത്തിൽ 4-ാം കോളത്തിൽ കാണിച്ച തരത്തിലുള്ള ശമ്പള/വേതന നിരക്ക് ബില്ലിൽ എഴുതി വാങ്ങിയ യഥാർത്ഥസംഖ്യയുമായി ഒത്തു നോക്കിയെന്ന് സാക്ഷ്യപ്പെടുത്തുന്നു.

ഓഡിററ് സെക്ഷൻ വകുപ്പ് ഓഡിററർ.

GOVERNMENT OF KERALA

Labour (D) Department

NOTIFICATION

G. O. Ms. No. 29/82/LBR. *Dated, Trivandrum,* 14*th September* 1982.

S.R O. No. 1179/82.—In exercise of the powers conferred by section 4 of the Plantations Labour Act, 1951 (Central Act 69 of 1951) and in supersession of Notification G. O. Rt. No. 103/82/ LBR. dated the 2nd February 1982, published as S. R .O. No. 177/82 in Part I of the Kerala Gazette No. 7 dated the 16th February, 1982, the Government of Kerala hereby appoint Shri A. M. Chacko to be the Chief Inspector of Plantations for the State of Kerala and assign the whole State of Kerala as the local limit within which he may exercise the powers of an Inspector under the said Act.

By order of the Governor.
V. Krishnamurthy,
Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purpose).

It is proposed to appoint Shri A. M. Chacko to be the Chief Inspector of Plantations under the Plantations Labour Act, 1951 (Central Act 69 of 1951), and to assign him jurisdiction over the whole State of Kerala within which he may exercise the powers of an Inspector under the Act. The necessity for issuing this notification has arisen as Shri Reghunathan has been promoted as Joint Labour Commissioner and Shri Chacko has been appointed as Chief Inspector of Plantations in his place. This notification is intended for the above purpose.

Kerala Gazette No. 40 dated 12th October 1982.
PART I **Section iv**

GOVERNMENT OF KERALA

General Administration (Rules) Department

NOTIFICATION

G.O. (P) No. 280/82/GAD. *Dated, Trivandrum, 15th September* 1982.

S.R.O. No. 1180/82.—In exercise of the powers conferred by sub-section (1) of section 2 of the Kerala Public Services Act, 1968 (19 of 1968), read with section 3 thereof, the Government of Kerala hereby make the following rules further to amend the Kerala State and Subordinate Services Rules, 1958, namely:—

RULES

1. (a) These rules may be called the Kerala State and Subordinate Services (Amendment) Rules, 1982.

(b) They shall come into force at once.

2. In Part II of the Kerala State and Subordinate Services Rules, 1958, to rule 38, the following Explanation shall be added, namely:—

"*Explanation*:—The relinquishment of the right for promotion under this rule shall entail loss of seniority and a relinquishment of the right for promotion shall not be permissible unless such relinquishment entails loss of seniority".

By order of the Governor,
M. MOHANKUMAR,
Special Secretary to Government.

Explanatory Note

According to rule 38 of the General Rules, a person after having acquired seniority in the higher post by accepting the promotion can, on reversion to the lower post, relinquish the subsequent spell of promotion without loss of seniority. This position is likely to be misused by officers, causing administrative inconvenience. The Government therefore decided to amend the rule by adding an explanation to the effect that the relinquishment of right of promotion shall entail loss of seniority. This notification is intended to achieve the above object.

To

All Heads of Departments and Offices.
All Departments of the Secretariat (all sections)
The Secretary, Kerala Public Service Commission, Trivandrum (with C.L.).
The Registrar, University of Kerala, Trivandrum "
The Registrar, University of Cochin, Cochin "
The Registrar, University of Calicut, Calicut "
The Registrar, Kerala Agricultural University, Trichur "
The Registrar, High Court of Kerala, Ernakulam "
The General Manager, Kerala State Road Transport Corporation, Trivandrum "
The Secretary, Kerala State Electricity Board, Trivandrum "
The Accountant General, Trivandrum "
All Special Secretaries, Secretaries Additional Secretaries, Jo... Secretaries, Deputy Secretaries and Under Secretaries] to Government
The Secretary to Governor.
The Private Secretaries to Chief Minister and other Ministers.
The General Admn. (Services-D) / (Services-B)/(S.C.) Departments.
The Under Secretary to the Chief Secretary.
All Recognised Service Associations.

Kerala Gazette No. 40 dated 12th October 1982.
PART I

Section iv

GOVERNMENT OF KERALA

Revenue (Legislation) Department

NOTIFICATION

No. MS. 918/82/RD. *Dated, Trivandrum, 17th September* 1982.

S. R. O. No. 1181/82.—In exercise of the powers conferred by section 99 A of the Kerala Land Reforms Act, 1963 (1 of 1964), the Government of Kerala hereby make the following amendment to their notification No. 9589/N2/70/LRD dated the 11th May, 1970, published as S. R. O. No. 193/70 in Part I of the Kerala Gazette No. 20 dated the 19th May, 1970, as subsequently amended, namely:—

AMENDMENT

In the Schedule to the said notification, for the entry in column (3) against serial number 5, the following shall be substituted, namely:—

"Shri K. Namadeva Mallayya, Deputy Collector".

By order of the Governor,
K. NARAYANAN,
Deputy Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport).

In G.O. Rt. No. 999/82/RD dated 26-7-1982, Shri K. Namadeva Mallayya has been appointed as Appellate Authority (Land Reforms), Cannanore. He has taken charge of the post on the afternoon of 31-7-1982. The notification is intended to give statutory effect to the above charge.

Government of Kerala
1982

Reg. No. KL/TV(N)/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXVII] Trivandrum, Tuesday, 12th October 1982 / 20th Asvina 1904 [No. 698

GOVERNMENT OF KERALA

Taxes (D) Department

NOTIFICATION I

No. 10398|D3|82|TD. *Dated, Trivandrum, 8th October,* 1982.

The following is the select list as approved by Government, of officers for promotion to the cadre of Deputy Inspector General of Registration of Registration Department prepared by the Departmental Promotion Committee for the period from 1-7-1982 to 30-6-1983:-

1. Shri T. V. Kunhikannan Nair
2. Shri A. P. Manamohan
3. Shri P. Radhakrishnan

By order of the Governor,

N. Krishnan Nair,
Special Secretary (Taxes) and Convener
Departmental Promotion Committee (Higher)
Registration Department.

33|3664|MC.

NOTIFICATION II

No. 10398|D3|82|TD. *Dated, Trivandrum, 8th October, 1982.*

The following is the select list as approved by Government, of officers for promotion to the category of District Registrars of Registration Department prepared by the Departmental Promotion Committee for the period from 1-7-1982 to 30-6-1983:—

1. Smt. K. K. Chellamma
2. Shri M. P. Sreedharan Nair
3. Shri A. N. Narayana Menon
4. Shri P. M. Souriar
5. Shri G. Kuttappan Nair
6. Shri C. Appukuttan Asan
7. Shri P. Sankaran Nair

By order of the Governor,

N. Krishnan Nair,

Special Secretary (Taxes) and Convener
Departmental Promotion Committee (Higher)
Registration Department.

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Reg. No. KL/TV(N)/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXVII] Trivandrum, Tuesday, 12th October 1982 / 20th Asvina 1904 [No. 697

GOVERNMENT OF KERALA

Transport, Fisheries and Ports (Transport-B) Department

NOTIFICATION

No. 4462/TB3/82/TF&P. *Dated, Trivandrum, 12th October* 1982.

The following draft of the rules further to amend the Kerala Motor Vehicles Rules, 1961, which the Government of Kerala propose to make in exercise of the powers conferred by clause (i) of sub section (2) of section 70 of the Motor Vehicles Act, 1939 (Central Act IV of 1939), is hereby published for general information, as required by sub section (1) of section 133 of the said Act.

Notice is hereby given that the said draft will be taken up for consideration on or after 16-11-1982 and that objections or suggestions if any, that may be received from any person in respect of the said draft on or before the date specified above will be considered by the Government. Objections or suggestions shall be addressed to the Special Secretary to the Government of Kerala, Transport, Fisheries and Ports (Transport-B) Department, Secretariat, Trivandrum.

63/3659/MG.

Draft Rules

1. *Short title.*—These rules may be called the Kerala Motor Vehicles (Amendment) Rules, 1982.

2. *Amendment of rule* 285.—In the Kerala Motor Vehicles Rules, 1961, for sub-rule (1) of rule 285, the following sub-rule shall be substituted, namely:—

"(1) *Horns.*—Every motor vehicle shall be fitted with a horn conforming to the I. S. I. specification No. 13 : 1884—1970 as given below:

The measured sound level of the horns shall be within the following limiting values:—

(a) 85 to 105 dB for horns of type 1 (*)
(b) 90 to 105 dB for horns of type 2 (**)
(c) 95 to 115 dB for vibrating horns of type 3 } (†)
(d) 105 to 125 dB for wind tone horns of type 3 }

Note:—These values for sound pressure level are expressed in relaxation to 2 x 10 N/m (rms).

In addition, the accustic spectrum of sound emitted by the horn should present within the band of frequency of 1800 to 3550 HZ, a sound pressure level greater than that of all the components of frequency exceeding 3550 HZ order in any case it should be equal to or greater than:

(a) 85 dB for horns of type —1
(b) 90 dB for horns of type —2
(c) 95 dB for vibrating horns of type 3 and
(d) 105 dB for wind tone horns of type 3

Note:—(*) Type 1 ac horns for motor cycles without storage battery.
(**) Type 2 dc horns for motor cycles with storage battery.
(†) Type 3 dc horns for motor vehicles."

By order of the Governor,

T. Sankaran,
Additional Secretary to Government.

Explanatory Note

(This is not part of the notification but is intended to indicate its main purport).

The Government of India has observed that the problems of noise pollution is on the increase in big cities, partially due to the noise generated by the increasing number of motor vehicles on roads. It has also been observed that there is an increasing tendency among some vehicle owners to replace the original horns with horns producing multitional and shrill noises. Government consider that such a tendency can be curbed by prescribing in the Motor Vehicles Rules itself that motor vehicles will have horns conforming to I. S. I. specifications. This notification is intended to achieve the above purpose.

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